

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF

TUESDAY, APRIL 25, 1989

AT 9:00 A.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 10:40 a.m. Mayor O'Connor recognized and presented a proclamation to representatives from the March of Dimes. The meeting was recessed by Deputy Mayor McCarty at 11:05 a.m. to reconvene at 2:00 p.m. The meeting was reconvened by Mayor O'Connor at 2:04 p.m. with Council Members Wolfsheimer, Roberts and Pratt not present. Mayor O'Connor adjourned the meeting at 6:54 p.m. to convene the Special City Council Meeting at 7:00 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
 - (1) Council Member Wolfsheimer-present
 - (2) Council Member Roberts-present
 - (3) Council Member McColl-present
 - (4) Council Member Pratt-present
 - (5) Council Member Struiksma-present
 - (6) Council Member Henderson-present
 - (7) Council Member McCarty-present
 - (8) Council Member Filner-present
- Clerk-Abdelnour; Fishkin (rb;tm)

FILE LOCATION: MINUTES

ITEM-300: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member McColl-present
- (4) Council Member Pratt-present
- (5) Council Member Struiksma-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present

Apr-25-1989

ITEM-310:

WELCOMED

Welcoming a group of approximately 50 students from Pence Elementary School, accompanied by their Vice-Principal, Susan Mahler. This group will arrive at approximately 10:30 a.m.

(District-8.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A030-163.)

ITEM-330:

Rezoning a 7.5-acre site from Zone R1-5000/HR to Zone SR/HR. The subject property is located south of Eastgate Mall between Towne Centre Drive and Interstate 805 and is described as a portion of Pueblo Lot 1307, Miscellaneous Map-36. The R1-5000/HR zoned site is within the University North Community Plan area.
(Case-88-0481. District-1.)

Subitem-A: (R-89-1806) ADOPTED AS RESOLUTION R-273313

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-88-0481 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (O-89-192) INTRODUCED, TO BE ADOPTED ON
MAY 8, 1989

Introduction of an Ordinance for SR/HR Zoning.

FILE LOCATION: ZONE ORD. NO.

COUNCIL ACTION: (Tape location: A167-207.)

Hearing began at 10:56 a.m. and halted at 10:51 p.m.

MOTION BY WOLFSHEIMER TO ADOPT SUBITEM-A AND INTRODUCE SUBITEM-B. Second by Henderson. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor
O'Connor-not present.

ITEM-331:

Rezoning approximately 402.6 acres located east of I-5 and south of Carmel Valley Road, in the Sorrento Hills Community Plan area, from Zones A-1-1 and A-1-10 to Zones R1-5000, R-1500, M-IP and M-1B. The subject property is further described as a portion of Sections 29-32, Township 14 South, Range 3 West, S.B.B.M.

(Cases-89-0357, 89-0358, 89-0359. District-1.)

Subitem-A: (R-89-2019) ADOPTED AS RESOLUTION R-273314

Adoption of a Resolution certifying that the information contained in Environmental Mitigated Negative Declaration EMND-84-0519 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (O-89-205) INTRODUCED, TO BE ADOPTED ON
MAY 8, 1989

Introduction of an Ordinance for R-1500 and M-IP Zoning, relating to Case-89-0357.

Subitem-C: (R-89-2018) ADOPTED AS RESOLUTION R-273315

Adoption of a Resolution certifying that the information contained in Environmental Mitigated Negative Declaration EMND-84-0518 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-D: (O-89-206) INTRODUCED, TO BE ADOPTED ON
MAY 8, 1989

Introduction of an Ordinance for R1-5000 Zoning, relating to Case-89-0358.

Subitem-E: (R-89-2020) ADOPTED AS RESOLUTION R-273316

Adoption of a Resolution certifying that the information contained in Environmental Mitigated Negative Declaration EMND-84-0520 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-F: (O-89-207) INTRODUCED, TO BE ADOPTED ON
MAY 8, 1989

Introduction of an Ordinance for M-IP and M-1B Zoning, relating to Case-89-0359.

FILE LOCATION: SUBITEMS A,C&E: ZONE ORD. NO.;
SUBITEMS B,D&F: --

COUNCIL ACTION: (Tape location: A210-255.)

Hearing began at 10:57 a.m. and halted at 11:00 a.m.

Testimony in favor by Alan Perry.

MOTION BY ROBERTS TO APPROVE STAFF RECOMMENDATION. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-332: (O-89-200) INTRODUCED, TO BE ADOPTED ON MAY 8, 1989

Proposal to amend the San Diego Municipal Code by amending Chapter X, Article 1, Division 4, Section 101.0407 (R-1 Zones); Division 9, Section 101.0900 (Planned Residential Developments) and Section 101.0910 (Planned Commercial Developments); and Division 11, Section 101.1120.9 (Temporary Subdivision Directional and Identification Signs), to require the display of a current adopted Community Plan Land Use Map and Public Facilities and Financing Plan in all temporary housing sales offices and model homes.

(City-wide.)

Introduction of an Ordinance amending the San Diego Municipal Code.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A256-265.)

Hearing began at 11:01 a.m. and halted at 11:05 a.m.

MOTION BY STRUIKSMA TO INTRODUCE. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-333:

An amendment proposing to transfer a maximum of 14,000 square feet of the 115,000 square feet of approved specialty commercial use identified in the Northside Specific Plan from Parcels 13 and 14, to Parcels 15-17 (Parcels 13 through 17 of Mission City Unit 2, Map-11676), within the boundary of the Northside Specific Plan. The subject property is located south of Friars Road, east of I-805, and immediately west of San Diego Jack Murphy Stadium, within the Mission Valley Community Plan area. (District-5.)

Subitem-A: (R-89-1783) ADOPTED AS RESOLUTION R-273317
Adoption of a Resolution certifying that the information

contained in Environmental Impact Report EIR-88-0779 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (R-89-1782) ADOPTED AS RESOLUTION R-273318

Adoption of a Resolution amending the Northside Specific Plan.

FILE LOCATION: LAND - Northside Specific Plan

COUNCIL ACTION: (Tape location: A004-019.)

Hearing began at 2:05 p.m. and halted at 2:05 p.m.

MOTION BY STRUIKSMA TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-not present, Roberts-not present, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-334: CONTINUED TO MAY 9, 1989, 2:00 P.M.

Appeals of Ewart W. and Sherrilyn Ann Goodwin, Hubert B. and Margaret Price, David M. and Nancy L. Nenow, Loren R. and Kirsten E. Rindal, Dr. Mark and Judith Green and 31 other petitioners, from the decision of the Planning Commission in upholding the Planning Director's decision granting Hillside Review Permit/Resource Protection Overlay Zone Permit HRP/RPZ-88-1016, proposing to construct a two-story, 4,400 square-foot single family home on a vacant lot, in Zone R1-5000, in the Uptown Community Plan area. The subject property (approximately 0.2 acres) is located at 4370 Arcadia Drive, north of Avalon Drive, east of Jackdaw Street, south of I-8 and west of Hawk Street, and is further described as Lot 33, Avalon Heights, Map-1600.

(HRP/RPZ-88-1016. District-2.)

Subitem-A: (R-89-)

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-88-1016 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (R-89-)

Adoption of a Resolution granting or denying the appeal and granting or denying the permits, with appropriate findings to support Council action.

FILE LOCATION: PERM - HRP-88-1016 & RPOZ-88-1016

COUNCIL ACTION: (Tape location: D016-552.)

Hearing began at 3:31 p.m. and halted at 4:10 p.m.

Testimony in favor by Judith Green, Loren Rindal and David Nenow.

Testimony in opposition by Mark Hehlman.

MOTION BY ROBERTS TO CONTINUE TO MAY 9, 1989 AT 2:00 P.M. TO REFER TO THE CITY ARCHITECT FOR REDESIGN. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-335:

Appeal of Jeanne Miscikowski, from the decision of the Planning Commission in approving Tentative Map, Hillside Review Permit, and Resource Protection Overlay Zone Permit 88-0201, to construct 14 single-family, one and two-story homes, on a 23.0-acre site which is to be divided into 15 lots by a subdivision map. The applicant is requesting a variance to allow the front yard setback to be reduced from 25 feet to 15 feet to the R1-15000 zoned lots. The subject property of lots or units is located at the west end of Chippewa Court and Boone Street, north of Balboa Avenue, west of Clairemont Drive, east of Moraga Avenue and south of Ecochee Avenue. The subject property is further described as a Portion of Pueblo Lot 1224 and Portion of Lot 2, Pueblo Land Partition of Lot 1209, in the R1-15000 and R1-5000 (HRO) Zones of the Clairemont Mesa Community Plan Area.
(TM, HRP & RPOZ-88-0201. District-6.)

19890425

Subitem-A: (R-89-2342) ADOPTED AS RESOLUTION R-273319

Adoption of a Resolution certifying that the information contained in Environmental Mitigated Negative Declaration EMND-88-0201 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (R-89-2343) ADOPTED AS RESOLUTION R-273320
GRANTING THE APPEAL AND GRANTING
THE MAP WITH REVISIONS

Adoption of a Resolution granting or denying the appeal and
granting or denying the map, with appropriate findings to
support Council action.

FILE LOCATION:

Subitem-A- PERM-HRP-88-0201 & RPOZ-88-0201

Subitem-B- SUBD-Bay Ridge Scene

COUNCIL ACTION: (Tape location: B019-037; D552-E213.)

Hearing began at 2:06 p.m. and recessed at 2:07 p.m.

Hearing reconvened at 4:11 p.m. and halted at 4:32 p.m.

MOTION BY HENDERSON TO GRANT THE APPEAL IN PART BY ACCEPTING
LOT-15 AS CITY-OWNED, DEDICATED OPEN SPACE; AND TO REQUIRE THAT
THE APPLICANT EXPAND THE 10-FOOT EASEMENT TO A 15-FOOT EASEMENT
FROM CHIPPEWA TO THE RIDGE LINE AND THEN A "FLOATING" EASEMENT
UP TO A 30-FOOT WIDTH, INCLUDING THE USE OF SWITCHBACKS
DESCENDING INTO THE CANYON. Second by Struiksmma. Passed by the
following vote: Wolfsheimer-nay, Roberts-yea, McColl-yea,
Pratt-yea, Struiksmma-yea, Henderson-yea, McCarty-yea,
Filner-yea, Mayor O'Connor-yea.

ITEM-336: (R-89-2189) ADOPTED AS RESOLUTION R-273321 GRANTING
THE APPEAL AND DENYING THE HISTORIC
DESIGNATION

19890425

Appeals of Hotchkiss & Anawalt, Inc., by Elsie M.
Thompson, Property Manager; Great American First Savings
Bank, by Lynne L. Heidel, of Peterson & Price; and Marc
Brutten, Charles Miller, and Deana Hom, by Maria Burke Lia,
Attorney, from the decision of the Historical Site Board
in approving the historical site designation of the
Egyptian Revival Thematic Historic District as Site No.

234. This project includes sites located at:

Address	Assessor's Parcel No.
3752 Park Boulevard	452-200-56-00
3770-74 Park Boulevard	452-200-55-00
3783-89 Park Boulevard	452-201-07-00
3812 Park Boulevard	452-200-36-00
4749 University Avenue	471-602-01-00

(Districts-3 and 8.)

Adoption of a Resolution granting or denying the appeals

and granting or denying the historic designation, with appropriate findings to support Council action.

FILE LOCATION: GENL - Historical Site Board Decisions and Appeals, etc.

COUNCIL ACTION: (Tape location: E213-G278.)

Hearing began at 4:32 p.m. and halted at 6:03 p.m.

Testimony in favor by Paul Peterson, Marie Lia, Dixon Goen Deanna Hom, Judy Pike, John Lomac, Bob Phillips and Lynne Heidel.

Testimony in opposition by David Swarens, Mark Lansman, Helen Hobbs, Monty Griffin, Michael Crowe, Eric Naslund, Gordon Howard, Joey Perry, Michael Reams, Peggy Goldstein and Michael Burroughs.

Motion by Pratt to Continue to direct staff to come back to Council on a case by case basis. Second by O'Connor. Motion withdrawn.

MOTION BY McCARTY TO CLOSE THE HEARING, GRANT THE APPEAL AND DENY THE HISTORICAL DESIGNATION WITH THE CONDITIONS THAT (1) THE THEATRE OPERATES FOR FIVE YEARS (AS STATED IN THE LETTER FROM GREAT AMERICAN); AND (2) THE EGYPTIAN COURT APARTMENTS BE RESTORED AND REFERRED TO THE HISTORICAL SITE BOARD FOR INDIVIDUAL DESIGNATION WITH THE PCD PROCESS. Second by Struiksma. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, McColl-nay, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-nay.

ITEM-337: CONTINUED TO MAY 9, 1989 AT 2:00 P.M.

(Continued from the meeting of April 11, 1989, Item 338, at Council Member Pratt's request, to allow for the Planning Group to review the project.)

Appeals of Arthur R. Taylor and Robert Ferrez from the decision of the Planning Commission in approving Tentative Map TM-88-0460 (Glencoe Heights), proposing an 18-lot subdivision of a 2.70-acre site for single family and duplex development. The subject property is located on the east side of Glencoe Street between Helm and Calvocado Streets and is further described as a portion of Lot 826 of Lomita Village, Map-2998 and a portion of Lot 22 of Moody's South Addition, Map-1290, in Zones R1-5000 and R-3000, in the Skyline-Paradise Hills Community Plan area.

(TM-88-0460. District-4.)

Subitem-A: (R-89-)

Adoption of a Resolution certifying that the information

contained in Environmental Negative Declaration END-88-0460 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (R-89-)

Adoption of a Resolution granting or denying the appeal and granting or denying the map, with appropriate findings to support Council action.

FILE LOCATION: SUBD - Glencoe Heights

COUNCIL ACTION: (Tape location: G278-H318.)

Hearing began at 6:03 p.m. and halted at 6:49 p.m.

Testimony in favor by Robert Ferrez, Art Taylor and Walter Sherman.

Testimony in opposition by Hugh Stone, Michael Lubitz and Andrew Lambert.

MOTION BY PRATT TO CONTINUE FOR TWO WEEKS TO REVISE AND PRESENT TO COMMUNITY PLANNING GROUP. Second by Roberts. Passed by the following vote: Wolfsheimer-not present, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-not present, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-S403: (R-89-2105) ADOPTED AS RESOLUTION R-273324

19890425

(Referred by Council directive from the meeting of April 13, 1989, Item 200, for a report back from the City Manager.)

The matter of contribution to Air Space America.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B037-C642.)

MOTION BY HENDERSON TO APPROVE STAFF'S RECOMMENDATION TO AUTHORIZE EXECUTION OF THE AGREEMENT WITH AIR SPACE AMERICA AND TO AUTHORIZE EXPENDITURE OF \$300,000 FOR THE AIR SHOW. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-nay, Mayor O'Connor-yea.

NON-DOCKET ITEMS:

None.

COUNCIL COMMENT:

ITEM-CC-1:

Mayor O'Connor announced that her office will be writing a letter to the Port Authority asking for clarification of the compromise (relative to the Convention Center naming) at the request of Reverend Clyde Gaines.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: H382-402.)

PUBLIC COMMENT:

ITEM-PC-1:

REFERRED TO THE CITY MANAGER

Jeff Ralston addressed Council relative to Pushcarts.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: H324-355.)

ITEM-PC-2:

Ken Jacobs addressed Council relative to Hollywood Neighborhood Park.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: H355-382.)

ADJOURNMENT:

By common consent, the meeting was adjourned by Mayor O'Connor at 6:54 p.m.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: H-448).